



North Carolina Department of Environment and Natural Resources

Dexter R. Matthews, Director

Division of Waste Management

Michael F. Easley, Governor  
William G. Ross Jr., Secretary

**SOLID WASTE**

September 4, 2008

Mr. Christopher Hallman  
Waste and Remediation Management  
Duke Energy Corporation  
Post Office Box 1006  
Charlotte, North Carolina 28201-1006

Subject: Permit to Construct  
Retired Ash Basin (RAB) Ash Landfill  
Allen Steam Station  
Duke Energy Corporation  
Permit No. 36-12  
Gaston County  
Document ID No. 5750

Dear Mr. Hallman:

Enclosed is the Permit to Construct (PTC) for the RAB Ash Landfill, at the Allen Steam Station located in Gaston County. Please read your permit carefully, particularly;

Condition 3 – Requires that this PTC be recorded with the Gaston County Register of Deeds. In order to satisfy this condition I have attached a certified copy of the PTC with cover documents.

Condition 20 – Requires a preconstruction meeting, on site, prior to construction. Please contact me at least ten (10) days in advance of this meeting for scheduling purposes.

Also, enclosed is a copy of the approved documents and correspondence from the permitting process, on CD in .pdf format.

Should you have any questions regarding this matter or any of the information contained herein, you may contact me at (828) 296-4704.

Sincerely,

Larry Frost  
Regional Engineer

cc: Ken Daly – S&ME  
Deb Aja – SWS/ARO  
CT Gerstell – SWS/MRO

2090 US Highway 70, Swannanoa, North Carolina 28778  
Phone (828) 296-4500 \ FAX (828) 299-7043 \ Internet <http://wastenotnc.org>  
An Equal Opportunity / Affirmative Action Employer – Printed on Dual Purpose Recycled Paper

I do hereby certify that the attached PERMIT TO CONSTRUCT is an exact and true original of PERMIT NUMBER 36-12 for the Duke Energy Allen Steam Station Retired Ash Basin (RAB) Ash Landfill.



Larry Frost, Regional Engineer  
Asheville Regional Office  
Solid Waste Section  
Division of Waste Management

North Carolina

Buncombe County

I, Magdalene E. Briggs, Notary Public for Buncombe County,

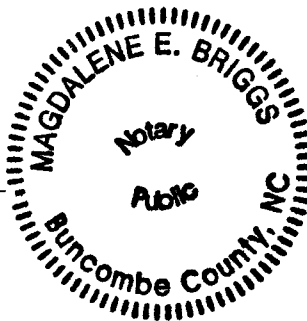
North Carolina, do hereby certify that Larry Frost, Permitting Engineer of the Permitting Branch, Solid Waste Section, Division of Waste Management, NCDENR, personally appeared before me this day and acknowledge the due execution of the foregoing instrument.

Witness my hand and official seal,

This the 3<sup>rd</sup> day of September, 20 08.

OFFICIAL SEAL

Magdalene E. Briggs  
NOTARY PUBLIC



My commission expires 03-22, 2012.

Note to Register of Deeds: This certified original permit shall be recorded by the Register of Deeds and indexed in the grantor index under the name of the land owner. The certified original affixed with the Register's seal and the date, book, and page number of recording shall be returned to the Permitting Branch Supervisor, Division of Waste Management, Solid Waste Section, 1646 Mail Service Center, Raleigh, NC 27699-1646.

**NOTE: THE SPACE ABOVE IS FOR THE REGISTER OF DEEDS USE**

THIS PAGE IS PROVIDED FOR RECORDATION PURPOSES. THE ENTIRE DOCUMENT, INCLUDING THIS PAGE, SHOULD BE RECORDED IN THE GRANTOR INDEX UNDER THE NAME OF THE LANDOWNER FOR THE PARCEL OF PROPERTY LOCATED IN STOKES COUNTY AND SAID PROPERTY BEING OWNED BY DUKE ENERGY AND FURTHER IDENTIFIED BY THE DEED RECORDED AS IDENTIFIED:

Landfill Property located and described in the Gaston County Registry:  
All of that certain 481 acres recorded in Book 2681 Page 0586, owned by Duke Energy Corporation.

THE PURPOSE OF THIS RECORDATION IS TO NOTIFY FUTURE BUYERS OF SAID PROPERTY THAT A LANDFILL EXISTS ON THE PROPERTY.